

Decision for DOI-BLM- NM- P010- 2010- 45 - DNA

The Proposed Action is in conformance with the Roswell Resource Management Plan, as amended, and was analyzed in EA-NM-060-99-102.

If you wish to protest this proposed decision in accordance with 43 CFR 4160.2, you are allowed 15 days to do so in person or in writing to the authorized officer, after the receipt of this decision. Please be specific in your points of protest.

The protest shall be filed with the Field Manager, Bureau of Land Management, 2909 West 2nd, Roswell, NM 88201. This protest should specify, clearly and concisely, why you think the proposed action is in error.

In the absence of a protest within the time allowed, the above decision shall constitute my final decision. Should this notice become the final decision, you are allowed an additional 30 days within which to file an appeal for the purpose of a hearing before the Interior Board of Land Appeals, and to petition for stay of the decision pending final determination on the appeal (43 CFR 4.21 and 4.410). If a petition for stay is not requested and granted, the decision will be put into effect following the 30-day appeal period. The appeal and petition for stay should be filed with the Field Manager at the above address. The appeal should specify, clearly and concisely, why you think the decision is in error. The petition for stay should specify how you will be harmed if the stay is not granted.

/s/ J H Parman
J H Parman
Acting Assistant Field Manager

6/9/2010
Date

**U.S. Department of the Interior
Bureau of Land Management
Pecos District
Roswell Field Office**

**Documentation of Land Use Plan Compliance
and NEPA Adequacy (DNA)
DOI-BLM- NM- P010- 2010- 45 – DNA**

A. Roswell Field Office

Lease/Serial/Case File No.: Allotment 64085

Proposed Action Title/Type: Issue a term year grazing permit

Location of Proposed Action: Allotment 64085

See Attached map

Description of Proposed Action: Issue a term grazing permit for Allotment #64085

Applicant (if any): Mill Iron Inc.

B. Land Use Plan (LUP) Conformance

LUP Name: Roswell Resource Management Plan

Date Approved: October 1997

LUP Name: New Mexico Standards for Rangeland Health & Guidelines for Livestock Grazing
Management

Date Approved: January 2001

LUP Name: Special Status Species RMP Amendment

Date Approved: May 2008

Other document: EA-NM-060-99-102

Date Approved: August 1999

The proposed action is in conformance with the applicable LUP because it is specifically provided for in the following LUP decisions:

Roswell Resource Management Plan

Date Approved: October 1997

New Mexico Standards for Rangeland Health & Guidelines for Livestock Grazing Management

Date Approved: January 2001

C. Identify applicable National Environmental Policy Act (NEPA) documents and other related documents that cover the proposed action.

EA-NM-060-99-102

Date Approved: August 1999

D. NEPA Adequacy Criteria

1. Is the new proposed action a feature of, or essentially similar to, an alternative analyzed in the existing NEPA document(s)? Is the project within the same analysis area, or if the project location is different, are the geographic and resource conditions sufficiently similar to those analyzed in the existing NEPA document(s)? If there are differences, can you explain why they are not substantial?

Yes. The current Proposed Action was analyzed in the above mentioned Environmental Assessment (EA). The proposed action is the same action analyzed in the existing NEPA document.

2. Is the range of alternatives analyzed in the existing NEPA document(s) appropriate with respect to the new proposed action, given current environmental concerns, interests, and resource values?

Yes. The existing NEPA documents analyzed the proposed action as well as a reasonable range of alternatives. The EA was reviewed by identified public interests and no conflicts or concerns were identified. The same applies to the current proposed action given current concerns, interests, and resource values.

3. Is the existing analysis valid in light of any new information or circumstances (such as, rangeland health standard assessment, recent endangered species listings, updated lists of BLM-sensitive species)? Can you reasonably conclude that new information and new circumstances would not substantially change the analysis of the new proposed action?

Yes. The proposed action is the same as the proposed action as analyzed in the EA. The EA was recently completed and there is no new information or circumstances in regard to this allotment which would warrant further analysis.

In support to the existing document a Rangeland Health Assessment was conducted on the allotment. In the Rangeland Health Assessment it was found that both Upland and Biotic Indicators "meets" the standards of Rangeland health.

Allotments	Date RHA completed
64085	1/9/2010

4. Are the direct, indirect, and cumulative effects that would result from implementation of the new proposed action similar (both quantitatively and qualitatively) to those analyzed in the existing NEPA document? [Document and explain]

Yes, the direct, indirect and cumulative effects would be the same as stated in the existing NEPA document. The effects would not be changed considering the proposed action is the same as the proposed action as analyzed in the EA, along with no change in management.

E. Persons/Agencies /BLM Staff Consulted

Adam Ortega

Rangeland Management specialist-BLM-RFO

Refer to the EA/EIS for a complete list of the team members participating in the preparation of the original environmental analysis or planning documents.

Conclusion:

Based on the review documented above, I conclude that this proposal conforms to the applicable land use plan and that the NEPA documentation fully covers the proposed action and constitutes BLM's compliance with the requirements of the NEPA.

Adam Ortega
Project Lead

1/20/2010
Date

J H Parman
J. H. Parman
Acting Assistant Field Manager

1/20/2010
Date

Bureau of Land Management, Roswell Field Office
Environmental Checklist, DOI-BLM-NM-P0100-2010-045-DNA

Resources	Not Present on Site	No Impacts	May Be Impacts	Mitigation Included	BLM Reviewer	Date
Air Quality			X	X	SWA Spec/Hydro. /s/ Michael McGee	2/16/10
Soil			X	X		
Watershed Hydrology			X	X		
Floodplains			X	X		
Water Quality - Surface			X	X		
Water Quality - Ground			X	X	Geologist/Hydrologist	2/16/10
Cultural Resources		X			/s/Rebecca L. Hill Archaeologist	3Feb2010
Native American Religious Concerns	X					
Paleontology	X					
Areas of Critical Environmental Concern	X				/s/J H Parman Plan & Env. Coord.	1/26/10
Farmlands, Prime or Unique		X			Realty /s/Sanderford	2/11/10
Rights-of-Way		X				
Invasive, Non-native Species		X			Helen C.J. Miller Range Mgmt. Spec.	1/27/2010
Vegetation			X	X		
Livestock Grazing			X	X		
Wastes, Hazardous or Solid		X			/s/ Jared Reese Nat. Resource Spec.	3/29/2010
Threatened or Endangered Species	X				/s/ DBaggao Biologist	2/28/10
Special Status Species	X					
Wildlife			X	X		
Wetlands/Riparian Zones	X					
Wild and Scenic Rivers	X				/s/Bill Murry Outdoor Rec. Plnr.	2/3/10
Wilderness	X					
Recreation		X				
Visual Resources		X				
Cave/Karst		X				
Environmental Justice	X				/s/ Jared Reese Nat. Resource Spec.	01/27/10
Public Health and Safety		X				
Solid Mineral Resources		√			/s/ Jerry Dutchover Geo/SPS	01/28/10
Fluid Mineral Resources		X			/s/ John S. Simitz Geologist	02/02/2010